

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

AUG 20 2004

Technology Center 2600

Applicant(s): Nicholas P.R. Hill

Title: CONTACT SENSITIVE DEVICE

Application No.: 09/746,405

Filed: December 26, 2000

Examiner: L. Shapiro

Group Art Unit: 2673

Atty. Docket No.: 081-0001

August 17, 2004

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO CONSIDER RESPONSE TO OFFICE ACTION FILED AS
OF ITS DEPOSIT DATE WITH THE USPS UNDER 37 CFR § 1.10(e)**

Dear Sir:

Applicant(s) hereby petition that the Response to Office Action filed on October 23, 2003 be accorded the filing date of October 23, 2003. The Response to Office Action was filed utilizing the Express Mail Procedures of 37 C.F.R. § 1.10. An Information Disclosure Statement was submitted with the Response to Office Action. The PAIR system indicates that the Information Disclosure Statement was received but gives no indication as to whether the Response to Office Action was received by the United States Patent and Trademark Office. A Request for Status filed on April 13, 2004 has failed to resolve the issue. Applicants consulted with Examiner Shapiro on August 17, 2004 and are promptly taking this action in response to his suggestion.

Accordingly, applicant(s) are submitting herewith a copy of the Response to Office Action, a copy of the "Express Mail" mailing label with the date indicated thereon and a copy of the returned postcard showing receipt of the correspondence by the United States Patent and Trademark Office. The copy of the Response to Office Action submitted herewith shows that the number of the "Express Mail" mailing label was placed on the paper(s) that constitute the

correspondence prior to the original mailing by "Express Mail". The copies of the correspondence, the postcard receipt and the "Express Mail" mailing label are true copies of the originally mailed correspondence, original "Express Mail" mailing label, returned postcard receipt, and official notation entered by the USPS.

If there are any questions regarding this matter, the Examiner is respectfully requested to contact the undersigned at the number indicated below.

CERTIFICATE OF MAILING OR TRANSMISSION

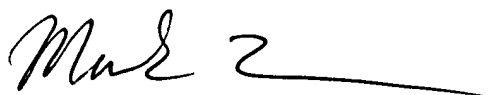
I hereby certify that, on the date shown below, this correspondence is being

- ☐ deposited with the US Postal Service with sufficient postage as first class mail, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☐ facsimile transmitted to the US Patent and Trademark Office.

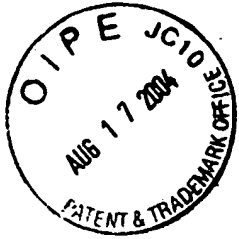
Date

EXPRESS MAIL LABEL: EV43653701AUS

Respectfully submitted,



Mark Zagorin, Reg. No. 36,067
Attorney for Applicant(s)
(512) 338-6311
(512) 338-6301 (fax)



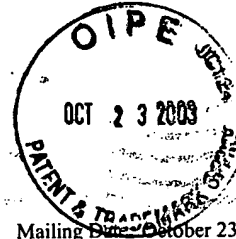
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DOCKETED
NOV 07 2003

Applicant(s): Nicholas P.R. Hill	
Title: CONTACT SENSITIVE DEVICE	
Application No.: 09/746,405	Filed: December 26, 2000
Atty. Dkt. No.: 081-0001	

- (1) Transmittal Sheet (2 page(s)) in duplicate;
- (2) RESPONSE TO OFFICE ACTION (25 pages);
- (3) Information Disclosure Statement (2 pages) and Form 1449 (1 page), and
copy of one (1) reference; ZAGORIN O'BRIEN & GRAHAM, L.L.P.
- (4) Check in the amount of \$180;
- (5) This Return Postcard

NOV 7 2003



MZ/psp

"Express Mail" label (if any): EL989617405US

Mailing Date: October 23, 2003